1615/B

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Inventor(s): Francis VAN DER BIST et al.

Confirmation No.7736

U.S. Patent Application No. 09/424,247

Group Art Unit: 1615

Filed: November 30, 1999

et No.: 4619-009

Examiner: BERKO, RETFORD O

For:

DRY POWDER INHALER EXCIPIENT, PROCESS FOR ITS PREPARATION AND

PHARMACEUTICAL COMPOSITION CONTAINING IT

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of the Final Rejection or Notice of Allowance.

The undersigned hereby certifies that each, item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the

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information disclosure statement (37 CFR 1.97 (e)(1)). A copy of the foreign search report is enclosed for the Examiner's information.

A check in the amount of \$180.00 is attached. Any deficiency or overpayment should be charged or credited to Deposit Account No. 07-1337.

Respectfully submitted,

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Date: June 9, 2004

| INFORMATION DISCLOSURE CITATION IN AN | | | ATTY. DOCK 4619-009 | ATTY. DOCKET NO. 4619-009 | | U.S. PATENT APPLICATION NO. 09/424,247 | |
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| | APPLICA | | APPLICANT Francis VAN DER BIST et al. | | | | |
| (PTO-1449) | | | | FILING DATE November 30, 1999 | | GROUP 1615 | |
| | - | U.S. PATEN | T DOCUMENTS | | | | |
| EXAMINER'S INITIALS | PATENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE | |
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| EXAMINER'S | DA TENTENIO | | COUNTRY | CLASS | SUBCLASS | Translation | |
| INITIALS | PATENT NO. | DATE | | CLASS | SUBCLASS | Yes No | |
| | WO 91 11179 WO 95 24889 | 8/8/91 21/9/95 | PCT PCT | | | | |
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| | | | | | 1.5 | | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

EXAMINER

DATE CONSIDERED